



# Licensing (Scotland) Act 2005

## 2005 asp 16

### PART 6

#### PERSONAL LICENCES

##### *Conviction of licence holder for relevant or foreign offence*

#### **80 Duty to notify court of personal licence**

- (1) Subsection (2) applies where—
  - (a) a person who holds a personal licence is charged with a relevant offence, or
  - (b) a person charged with a relevant offence is granted a personal licence after the person's first appearance in court in connection with the offence but before—
    - (i) conviction and sentencing for the offence or acquittal, or
    - (ii) where an appeal is brought against conviction, sentence or acquittal, the disposal of the appeal.
- (2) The person must, no later than the person's first or, as the case may be, next appearance in court in connection with the offence—
  - (a) produce to the court the personal licence, or
  - (b) if that is not practicable, notify the court of—
    - (i) the existence of the personal licence,
    - (ii) the identity of the Licensing Board which issued the licence, and
    - (iii) the reasons why it is not practicable to produce the licence.
- (3) A person who, without reasonable excuse, fails to comply with subsection (2) commits an offence.
- (4) A person guilty of an offence under subsection (3) is liable on summary conviction to a fine not exceeding level 2 on the standard scale.